IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SUO MOTU CONTEMPT PETITION NO. 22 OF 1995

1. District Inspector of Land Records, Maharashtra and Anr. ..Contemnors.

Mr. S.V. More, AGP for Contemnors.

CORAM: B.H. MARLAPALLE, J.

Date : October 19, 2005.

P.C.:

1. This Suo Motu Contempt Petition registered as per the order dated 9/1/1995 passed by this court against the respondent no.1 on account of his failure to comply with the order passed by this court earlier on 23/6/1994 in A.O. No.684 of 1994. Consequent to the notice issued, the respondent appeared in person and by way of last chance two weeks time was granted to the authorities to comply with the directions issued by this court vide its order dated 23/6/1994, by an order dated 3/2/1995.

2. The affidavit in reply filed by Mr. Narayan Dharma Sable, Superintendent of Bombay City Survey & Land Records on or about 3/3/1995 states that after the extension was granted by this court on 3/2/1995 by

way of last chance, the demarcation was carried out on 14/2/1995 by giving due notice to the parties concerned on 4/2/1995 and compliance report came to be submitted to the Registrar of this Court on 20/2/1995.

3. It is further noted that the affiant has submitted an unqualified apology and stated that the earlier orders and more particularly order dated 23/6/1994 was not served and/or it was not brought to the notice of the competent officer and, therefore, it could not be implemented before the contempt proceedings were initiated. The explanation is hereby accepted so as to purge the alleged contemnors.

4. In view of the fact that within the extended time of two weeks pursuant to the order of this court dated 3/2/1995 the affiant has complied with the direction of this court, though belatedly, the apology tendered is hereby accepted and the Contempt Petition is dismissed.

(B.H. Marlapalle,J.)